

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

KENNETH OFILI,

Plaintiff,

v.

**PORTFOLIO RECOVERY
ASSOCIATES, LLC,**

Defendant.

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CASE NO. 2:21-cv-196

NOTICE OF REMOVAL

PLEASE TAKE NOTICE that on this date, Defendant Portfolio Recovery Associates, LLC hereby removes the above-captioned matter to this Court from the Court of Common Pleas of Allegheny County, Pennsylvania and in support thereof avers as follows:

1. Portfolio Recovery Associates, LLC is a defendant in a civil action originally filed on December 28, 2020 in the Court of Common Pleas of Allegheny County, Pennsylvania titled *Kenneth Ofili v. Portfolio Recovery Associates, LLC* and docketed to Case No.: AR-20-005205.

2. This removal is timely under 28 U.S.C. § 1446(b). PRA received service of Plaintiff's Complaint via certified mail on January 11, 2021.

3. Pursuant to 28 U.S.C. § 1446, attached hereto as Exhibit A are copies of all pleadings, process and orders filed in the state court action.

4. The District Court has original jurisdiction over this action pursuant to 28 U.S.C. § 1331, in that Plaintiff has filed claims against PRA alleging violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692, *et seq.*

5. PRA is constrained to remove this case to this Court because of its initiation in Allegheny County. However, Plaintiff's Complaint pleads no facts to establish the propriety of venue in Allegheny County. PRA has thus responded to Plaintiff's Complaint by moving to dismiss it for improper venue. *See* Exhibit B.

6. On this date, PRA has provided notice of this Removal to counsel for Plaintiff and to the Court of Common Pleas of Allegheny County, Pennsylvania.

WHEREFORE, Defendant Portfolio Recovery Associates, LLC respectfully removes this case to the United States District for the Western District of Pennsylvania.

Respectfully submitted,

MESSER STRICKLER, LTD.

By: /s/ Lauren M. Burnette
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Counsel for Defendant

Dated: February 10, 2021

CERTIFICATE OF SERVICE

I certify that on February 10, 2021, a true copy of the foregoing document was served as follows:

Via E-mail and U.S. Mail, Postage Prepaid

Joshua P. Ward
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Counsel for Plaintiff

Via Electronic Filing

Court of Common Pleas
Allegheny County
414 Grant Street
Pittsburgh, PA 15219

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Dated: February 10, 2021